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To: [Durant, Jennah](#)
Cc: [Ehrhart, Richard](#); [Johnson, Terry](#); [Jones, Bruce](#); [Miller, Gary](#); [Przyborski, Jay](#); [Smith, Melissa](#); [Tidmore, Guy](#); [Diggs, Thomas](#); [Stenger, Wren](#); [Luthans, William](#)
Subject: Response to DMN on Exide
Date: Tuesday, May 14, 2013 2:21:00 PM

Jennah: I forwarded TCEQ's response to you earlier today. TCEQ sufficiently covered questions 2, 3, 4, 6, and 8. We previously responded to question 1. Our response to questions 5 and 7 are provided below.

5. Does EPA plan any additional testing or study related to the results of the Environmental Site Assessment commissioned by the city of Frisco? If so, what?

Not at this time

7. Does the EPA regulate arsenic emissions – I don't find arsenic emissions listed in any of Exide's permit documents I have. How does arsenic emissions get tracked?

EPA lists arsenic compounds under the Federal Clean Air Act as a hazardous air pollutant (HAP). EPA regulates the emissions of HAPs from operations of secondary lead smelters such as the Exide smelter in Frisco through a federal regulation called the National Emissions Standards for Hazardous Air Pollutants from Secondary Lead Smelting, also known as the Secondary Lead Smelting NESHAP. The NESHAP imposes emission controls primarily based on emission control technology, but also considers health risks from exposure to airborne metals emissions including lead, arsenic and cadmium. The Secondary Lead Smelting NESHAP is subject to periodic review and was last updated in January 2012. States are responsible through their air permits to address appropriate emission controls to minimize emissions, and the Title V air permit issued to Exide by TCEQ includes permit conditions that incorporate these NESHAP requirements.

1- Is EPA participating in the community meeting on Thursday or is it just Exide participation? If EPA is participating, what role will you have?

2- Can you give a general assessment of how the decontamination and decommissioning of the plant is going so far? Any concerns or surprises come up? If so, what?

3- What's the latest on the re-treatment of hazardous waste for the landfill? I understand that a test was done in late March. What were the results for that test? What happens now?

4- What is the status of testing for contaminants for concern on the property? Is all the testing completed or is there still more to do? If more, what is still to be tested and where?

5- Does EPA plan any additional testing or study related to the results of the Environmental Site

Assessment commissioned by the city of Frisco? If so, what?

6- California is in an uproar over high arsenic emissions from the Exide plant there. How do the arsenic emissions from the Frisco plant during its years of operation compare to the high levels from the California plant? What is the threat here in Frisco from past arsenic emissions?

7- Does the EPA regulate arsenic emissions - I don't find arsenic emissions listed in any of Exide's permit documents I have. How did arsenic emissions get tracked?

- What is in place to make sure Exide meets its financial obligations for cleanup in Frisco in light of possible costs related to what's happening in California (plant closure, class action lawsuit) and Louisiana (permit renewal denied, hazardous waste units ordered closed)? Are there any concerns from EPA that Exide won't be able to finish the job here in Frisco?

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